

Appl. No. 10/780,935
Amdt. dated March 2, 2005
Reply to Office action of January 18, 2005

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. **(Currently Amended)** A rollable mulch carpet comprising:

a base material made from a non-biodegradable, generally flexible and porous material, the base material having a lower ground engaging surface and an upper surface; and

an artificial mulch-like material having the general appearance of natural wood mulch, the artificial mulch-like material being made from substantially the same material as said base material and being adhered bonded to the upper surface of the base material only along a lower portion of the artificial mulch-like material such that an upper portion of the artificial mulch-like material is exposed; said artificial mulch-like material substantially covering the upper surface of the base material; said mulch-like material being bonded to the upper surface of the base material by chemical or heat.

2. **(Original)** The rollable mulch carpet of Claim 1 wherein the mulch-like material is made from one of either shredded tires or plastic.

3. **(cancel)**

Page 2 of 2

21 February 2005
BURG 6856US - Amendment B.doc

Appl. No. 10/780,935
Amdt. dated March 2, 2005
Reply to Office action of January 18, 2005

4. **(Currently Amended)** The ~~rollable mulch carpet process~~ of Claim ~~3~~, wherein Claim 20 wherein the step of adhering the mulch-like material is bonded to the base material comprises using an adhesive which is generally waterproof.

5. **(Currently Amended)** The rollable mulch carpet of Claim ~~3~~ wherein Claim 1 wherein the mulch-like material and the base material are made substantially from the same rubber or plastic material.

6. **(Cancel)**

7. **(Currently Amended))** The rollable mulch carpet of Claim ~~6~~ wherein Claim 1 wherein the base material is made from one of either a generally porous plastic or a generally porous nylon material.

8. **(Original)** The rollable mulch carpet of Claim 7 wherein the rollable mulch carpet is flexible enough to be stored, transported, or installed in a rolled up configuration.

9. **(Original)** The rollable mulch carpet of Claim 8 wherein the mulch-like material is generally weather resistant.

10. **(Original)** The rollable mulch carpet of Claim 9 wherein the rollable mulch carpet is manufactured in generally rectangular sections of about 3 feet in width and about 10 feet in length.

Appl. No. 10/780,935
Amdt. dated March 2, 2005
Reply to Office action of January 18, 2005

11. **(Original)** The rollable mulch carpet of Claim 10 wherein the base material includes a plurality of openings of not greater than about 0.0625 square inches.

12. **(Original)** The rollable mulch carpet of Claim 11 wherein the base material and the mulch-like material are resistant to damage by insects.

13. **(Original)** The rollable mulch carpet of Claim 1 wherein the mulch-like material is adhered to the base material in a single layer that substantially covers the upper surface of the base material.

14. **(Original)** The rollable mulch carpet of claim 13 wherein the single layer of mulch-like material has a thickness of about 0.5 inch or less.

15. **(Currently Amended)** A process of manufacturing a rollable mulch carpet comprising the steps of:

providing a base material that is generally flexible and substantially porous and having an upper surface;

providing a mulch-like material from a weather resistant material that is one of either shredded rubber tires or plastic and which is made of substantially the same material as the base material; and

adhering bonding the mulch-like material to the upper surface of the base material only along a lower portion of the mulch-like material such that an upper portion

Appl. No. 10/780,935
Amdt. dated March 2, 2005
Reply to Office action of January 18, 2005

of the mulch-like material is exposed; said mulch-like material being adhered bonded to said base material in a single layer.

16. (Original) The process of Claim 15 further comprising the step of manufacturing the rollable mulch carpet in generally rectangular sections.

17. (Original) The process of Claim 16 further comprising the step of manufacturing the rollable carpet mulch in a generally rectangular section having a width of about 3 feet and a length of about 10 feet.

18. (Currently Amended) The process of Claim 15 wherein the step of bonding the mulch-like material is adhered to the base material by at least one of is performed either by the application of heat or by chemically bonding the mulch material to the base material adhering, mechanically bonding, or physically bonding the mulch-like material to the base material.

19. (Original) The process of Claim 15 wherein the rollable mulch carpet has a thickness of about 0.5 inch or less.

20. (New) A process of manufacturing a rollable mulch carpet comprising the steps of:

providing a base material that is generally flexible, substantially porous and has an upper surface;

applying a layer of adhesive over the base material upper surface; and

Page 5 of 5

21 February 2005
BUHG 8858US - Amendment B.doc

Appl. No. 10/780,935
Amdt. dated March 2, 2005
Reply to Office action of January 18, 2005

placing a layer of mulch-like material over the adhesive to adhere the mulch-like material to the base material such that an upper portion of the mulch-like material is exposed; the mulch-like material being made from a weather resistant material that is one of either shredded rubber tires or plastic.

Page 6 of 6

21 February 2005
BUI-G 8258US - Amendment B.doc